

Attorney Docket No. 033792 R 004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Confirmation No.: 4751

**Yuequn MA, et al.**

International Application No.: PCT/CN2005/000479

Group Art Unit: To Be Assigned

International Filing Date: April 11, 2005

Examiner: To Be Assigned

Serial No.: 10/582,541

Filed: June 9, 2006

For : HIGH STRENGTH AND HIGH DUCTILITY MAGNESIUM ALLOY AND ITS  
PREPARATION METHOD

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371**  
**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/E0/US)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Response to the Notification of Missing Requirements Under 35 U.S.C. 371, mailed September 25, 2008 was due by November 25, 2008. Applicants file herewith the following documents relating to the above-identified application:

- \* A copy of the Notice of Missing Requirements;
- \* Supplemental Declaration (2 pages);
- \* Statement Under 37 CFR 3.73(b) with copy of below noted Assignment;
- \* Power Of Attorney To Prosecute Applications Before The USPTO;
- \* Executed Assignment (3 pages), with Assignment Recordation Cover Sheet;
- \* Check for \$170.00 in payment of the following:
  - Surcharge (\$130), and
  - Recordation fee (\$40).

If any additional fees are due in connection with this filing, such as fees under 37 C.F.R. §§ 1.16 or 1.17, the Commissioner is authorized to charge the fees to SGR Deposit Account No. 02-4300. Please credit any overpayment to SGR Deposit Account No. 02-4300.

Respectfully submitted,  
SMITH, GAMBRELL & RUSSELL, LLP

By:



Dennis C. Rodgers, Reg. No. 32,936  
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November 25, 2008

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL for FY 2009

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** \$170.00

## Complete if Known

Application Number **10/582,541**  
Filing Date **June 9, 2006**  
First Named Inventor **Yuequn MA**  
Examiner Name **Not Yet Assigned**  
Art Unit **Not Yet Assigned**  
Attorney Docket No. **033792 R004**

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: **02-4300** Deposit Account Name: **Smith, Gambrell & Russell, LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below,  
☒ Charge any additional fee(s) or underpayments of fee(s) ☐ Credit any overpayments  
Under 37 CFR 1.16 and 1.17

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	52	26
Each independent claim over 3 (including Reissues)	220	110
Multiple dependent claims	390	195
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee(\$)</b>
-20 or HP=	0	x \$52 = 0
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee(\$)</b>
- 3 or HP=	0	x \$220 = 0
HP = highest number of independent claims paid for, if greater than 3.		
		<b>Fee Paid (\$)</b>
		\$370
		\$0

### 3. APPLICATION SIZE FEE


If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0 / 50 =	0 (round up to a whole number) x		= 0

### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): <b>Surcharge</b>	\$130.00
<b>Recording of Assignment</b>	\$40.00

## SUBMITTED BY

Signature		Registration No. (Attorney/Agent) <b>32,936</b>	Telephone <b>202 263 4300</b>
Name (Print/Type)	<b>Dennis C. Rodgers</b>	Date	<b>November 25, 2008</b>



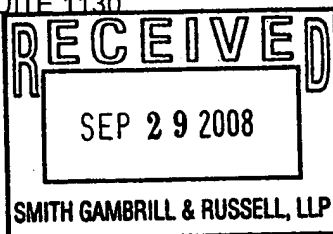
# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/582,541	Yuequn Ma	033792R004

441

SMITH, GAMBRELL & RUSSELL  
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WASHINGTON, DC 20036



INTERNATIONAL APPLICATION NO.	
PCT/CN2005/000479	
I.A. FILING DATE	PRIORITY DATE
04/11/2005	05/19/2004

CONFIRMATION NO. 4751  
371 FORMALITIES LETTER



Date Mailed: 09/25/2008

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 06/09/2006
- English Translation of the IA filed on 06/09/2006
- Copy of the International Search Report filed on 06/09/2006
- Information Disclosure Statements filed on 06/09/2006
- Oath or Declaration filed on 06/09/2006
- Request for Immediate Examination filed on 06/09/2006
- U.S. Basic National Fees filed on 06/09/2006
- Priority Documents filed on 06/09/2006
- Non-English Language Application filed on 06/09/2006

DCR  
033792.004  
Missing Parts Due  
11/25/08

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - does not identify the application to which it is directed.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

KTG

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

TERRY M JOHNSON VESSELS

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